

permanent resident is responsible for the commercial decisions concerning the employment of a ship and decides how and where that asset is employed).

The term “byproduct material” has the same meaning given to that term in section 11(e) of the Atomic Energy Act of 1954, as amended (AEA) (42 U.S.C. 2014(e)). The term “source material” has the same meaning given to that term in section 11(z) of the AEA (42 U.S.C. 2014(z)). The term “special nuclear material” has the same meaning given to that term in section 11(aa) of the AEA (42 U.S.C. 2014(aa)).

#### **Review Under the Paperwork Reduction Act**

The collection-of-information requirement for an Exception from the Secretary of Energy under the Proclamation is subject to review and approval by OMB under the Paperwork Reduction Act (“PRA”). This requirement has been approved by OMB under OMB control number 1910–5195. Public reporting burden for the certification is estimated to average 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA, unless that collection of information displays a currently valid OMB Control Number 1910–5195.

#### **Signing Authority**

This document of the Department of Energy was signed on April 27, 2022, by Andrew Griffith, Acting Assistant Secretary for Nuclear Energy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE Federal Register Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on April 28, 2022.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

[FR Doc. 2022–09436 Filed 4–28–22; 4:15 pm]

**BILLING CODE 6450–01–P**

### **DEPARTMENT OF ENERGY**

#### **Federal Energy Regulatory Commission**

**[Project No. 487–134]**

#### **BIF III Holtwood LLC; Notice of Application Accepted for Filing and Soliciting Comments, Motions To Intervene, and Protests**

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. *Type of Application:* Non-Project Use of Project Lands and Waters.
- b. *Project No.:* 487–134.
- c. *Date Filed:* January 6, 2022.
- d. *Applicant:* BIF III Holtwood LLC.
- e. *Name of Project:* Wallenpaupack Hydroelectric Project.
- f. *Location:* The Wallenpaupack Hydroelectric Project is located in Pike and Wayne counties, Pennsylvania.
- g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791a–825r.
- h. *Applicant Contact:* Katie Lester, Brookfield Renewable (570) 226–1371.
- i. *FERC Contact:* Shana High at (202) 502–8674 or [shana.high@ferc.gov](mailto:shana.high@ferc.gov).
- j. *Deadline for filing motions to intervene and protests:* May 26, 2022.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, and protests using the Commission’s eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208–3676 (toll free), or (202) 502–8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue,

Rockville, Maryland 20852. The first page of any filing should include docket number P–487–134. Comments emailed to Commission staff are not considered part of the Commission record.

The Commission’s Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. *Description of Request:* BIF III Holtwood LLC is requesting Commission approval to permit Sunset Point Association to install a community dock that would accommodate 10 watercraft at community access area #3. Two existing mooring buoys each at community access areas #1 and #2 would remain and two existing mooring buoys at community access area #3 would be removed. As proposed, the three community access areas at Sunset Point Association would accommodate 14 watercraft.

l. *Locations of the Application:* This filing may be viewed on the Commission’s website at <http://www.ferc.gov> using the “eLibrary” link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1–866–208–3676 or email [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), for TTY, call (202) 502–8659. Agencies may obtain copies of the application directly from the applicant.

m. Individuals desiring to be included on the Commission’s mailing list should so indicate by writing to the Secretary of the Commission.

n. *Comments, Protests, or Motions to Intervene:* Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214, respectively. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission’s Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received

on or before the specified comment date for the particular application.

*o. Filing and Service of Documents:* Any filing must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE" as applicable; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person commenting, protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis. Any filing made by an intervenor must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

Dated: April 26, 2022.

**Kimberly D. Bose,**

*Secretary.*

[FR Doc. 2022-09344 Filed 4-29-22; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RM98-1-000]

#### Records Governing Off-The-Record Communications

This constitutes notice, in accordance with 18 CFR 385.2201(b), of the receipt of prohibited and exempt off-the-record communications.

Order No. 607 (64 FR 51222, September 22, 1999) requires Commission decisional employees, who make or receive a prohibited or exempt off-the-record communication relevant to the merits of a contested proceeding, to deliver to the Secretary of the Commission, a copy of the communication, if written, or a summary of the substance of any oral communication.

Prohibited communications are included in a public, non-decisional file associated with, but not a part of, the decisional record of the proceeding. Unless the Commission determines that the prohibited communication and any responses thereto should become a part of the decisional record, the prohibited off-the-record communication will not be considered by the Commission in reaching its decision. Parties to a proceeding may seek the opportunity to respond to any facts or contentions made in a prohibited off-the-record

communication and may request that the Commission place the prohibited communication and responses thereto in the decisional record. The Commission will grant such a request only when it determines that fairness so requires. Any person identified below as having made a prohibited off-the-record communication shall serve the document on all parties listed on the official service list for the applicable proceeding in accordance with Rule 2010, 18 CFR 385.2010.

Exempt off-the-record communications are included in the decisional record of the proceeding, unless the communication was with a cooperating agency as described by 40 CFR 1501.6, made under 18 CFR 385.2201(e)(1)(v).

The following is a list of off-the-record communications recently received by the Secretary of the Commission. The communications listed are grouped by docket numbers in ascending order. These filings are available for electronic review at the Commission in the Public Reference Room or may be viewed on the Commission's website at <http://www.ferc.gov> using the eLibrary link. Enter the docket number, excluding the last three digits, in the docket number field to access the document. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll free at (866) 208-3676, or for TTY, contact (202) 502-8659.

Docket Nos.	File date	Presenter or requester
Prohibited: NONE.		
Exempt:		
1. ER22-983-000, ER22-1528-000 .....	4-14-2022	U.S. Senate. <sup>1</sup>
2. P-14803-001 .....	4-18-2022	U.S. Representative Cliff Benz.

<sup>1</sup> Senators Edward J. Markey and Elizabeth Warren.

Dated: April 26, 2022.

**Debbie-Anne A. Reese,**

*Deputy Secretary.*

[FR Doc. 2022-09341 Filed 4-29-22; 8:45 am]

**BILLING CODE 6717-01-P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Project No. 4900-087]

#### Forestport Hydro, LLC; Notice of Intent To File License Application, Filing of Pre-Application Document, and Approving Use of the Traditional Licensing Process

*a. Type of Application:* Notice of Intent (NOI) to File License Application and Request to Use the Traditional Licensing Process (TLP).

*b. Project No.:* 4900-087.

*c. Date Filed:* February 28, 2022.

*d. Submitted by:* Forestport Hydro, LLC (Forestport).

*e. Name of Project:* Forestport Hydroelectric Project.

*f. Location:* Located at the confluence of the Black River and Alder Creek, in the Town of Forestport in Oneida County, New York. The project does not occupy any federal land.

*g. Filed Pursuant to:* 18 CFR 5.3 of the Commission's regulations.

*h. Potential Applicant Contact:* Mr. Justin Bristol, Asset Development, Clear Energy Hydro, LLC, 18 S Wilcox St., Ste. 100, Castle Rock, CO 80104. Phone: (401) 793-6041, Email: [Justinb@clearenergyhydro.com](mailto:Justinb@clearenergyhydro.com).

*i. FERC Contact:* Erin Stocksclaeder, Phone: (202) 502-8107, Email: [erin.stocksclaeder@ferc.gov](mailto:erin.stocksclaeder@ferc.gov).

*j. Forestport Hydro* filed its request to use the TLP on February 28, 2022 and